

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

**FUSION ELITE ALL STARS, et al.,**

Plaintiffs,

v.

**VARSITY BRANDS, LLC, et al.,**

Defendants.

Case No. 2:20-cv-02600-SHL-tmp

**JURY TRIAL DEMANDED**

**PLAINTIFFS' MOTION REQUESTING HEARING ON  
MOTION TO COMPEL (ECF NO. 199)**

Pursuant to Tennessee Western District L.R. 7.2(d), Plaintiffs respectfully request a hearing regarding Plaintiffs' Motion To Compel Discovery Responses From Defendants Varsity Brands, LLC, Varsity Spirit, LLC, Varsity Spirit Fashion & Supplies, LLC<sup>1</sup> and U.S. All Star Federation, Inc.<sup>2</sup> (ECF No. 199.)

On February 15, 2022, Plaintiffs filed a Motion to Compel Defendants to produce documents and written responses to certain of Plaintiffs' requests for production and interrogatories related to Plaintiffs' allegations that the exclusionary scheme orchestrated by Varsity and USASF allowed Defendants "to resist the demand to prevent sexual abuse in the industry, thereby providing a lower quality cheerleading experience to gym owners, parents, and children." (ECF No. 199, citing ECF No. 56 ¶237.) On March 1, 2022, Varsity and USASF each filed a Response in Opposition to Plaintiffs' Motion to Compel. (ECF Nos. 203, 204). On March

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<sup>1</sup> Collectively, "Varsity."

<sup>2</sup> "USASF." Collectively with Varsity, "Defendants."

8, 2022, Plaintiffs sought leave to file a Reply in Support of their Motion to Compel. (ECF No. 207.) Plaintiffs attached the Reply to the Motion for Leave to File. (*Id.* Ex. A.) Plaintiffs' request was granted on March 10, 2022. (ECF No. 209.)

Plaintiffs' Motion to Compel is *sub judice*. Accordingly, Plaintiffs seek a hearing on the Motion to bring this dispute to a resolution.

Dated: June 29, 2022

Respectfully submitted,

By: /s/ Veronica Bosco

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**CERTIFICATE OF GOOD FAITH**

Consistent with Local Rule 7.2(a)(1)(B), on June 27, 2022, at 12:47 P.M. EDT, Veronica Bosco, counsel for Plaintiffs in the *Fusion Elite* matter, contacted Steven Kaiser, Nicole Berkowitz Riccio, and Matthew Mulqueen and informed them of Plaintiffs intent to file the above-captioned Motion. Counsel for Defendants did not agree to the relief sought herein.

/s/ Veronica Bosco

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 29 day of June, 2022, I served a copy of the foregoing Plaintiffs' Motion via ECF upon the below Counsel:

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